

AMENDED IN ASSEMBLY MAY 4, 2005
AMENDED IN ASSEMBLY APRIL 21, 2005
AMENDED IN ASSEMBLY APRIL 7, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 494

Introduced by Assembly Member Montanez

February 16, 2005

An act to amend Section 17071.46 of the Education Code, relating to school facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 494, as amended, Montanez. School facilities: replacement buildings.

Existing law, the Leroy F. Greene School Facilities Act of 1998, requires the State Allocation Board to provide a supplemental grant for 50% of the replacement cost of a single-story building if a school district proposes to demolish the building, as specified, and replace it with a multistory building on the same site, if certain conditions are met.

This bill would require the board to provide a supplemental grant for 50% of the replacement cost of a building if a school district proposes to demolish the building and replace it with another building for the purpose of increasing pupil capacity, if the demolition and replacement of the building is the most economically feasible alternative *and the State Department of Education has determined that the demolition and replacement of the building is the best available alternative and will not result in the construction of a school that will*

house an inappropriate number of pupils in relation to the size of the site.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 17071.46 of the Education Code is
2 amended to read:
3 17071.46. (a) If an applicant school district proposes to
4 demolish and replace a building for the purpose of increasing
5 pupil capacity, the ~~State Allocation Board~~ *board* shall provide a
6 supplemental grant for 50 percent of the replacement cost of the
7 building to be demolished, if the demolition and replacement of
8 the building is the most economically feasible alternative *and the*
9 *State Department of Education has determined that the*
10 *demolition and replacement of the building is the best available*
11 *alternative and will not result in the construction of a school that*
12 *will house an inappropriate number of pupils in relation to the*
13 *size of the site.*
14 (b) For purposes of this section, “replacement cost” includes
15 costs incurred due to site acquisition, if applicable.
16 (c) The ~~State Allocation Board~~ *board* shall establish additional
17 requirements it deems necessary to ensure that the economic
18 interests of the state and the educational interests of the children
19 of the state are protected.